

UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF WISCONSIN

In re:

**Jerome D Wenzell
Susan A Wenzell**

Debtor(s).

Case No. 19-24890

Chapter 13

NOTICE AND REQUEST TO AMEND UNCONFIRMED CHAPTER 13 PLAN

Jerome D Wenzell and Susan A Wenzell (*Debtor*) filed papers with the Court requesting amendment of the unconfirmed Chapter 13 Plan in the above case.

Your rights may be affected. You should read these papers carefully and discuss them with your attorney, if you have one in this bankruptcy case. (If you do not have an attorney, you may wish to consult one.)

If you do not want the Court to confirm the amended plan as proposed, or if you want the Court to consider your views on the request, then on or before 21 days after service of this notice, you or your attorney must:

File with the Court a written request for hearing that contains a short and plain statement of the factual and legal basis for the objection. File your written request electronically or mail it to:

Clerk of Bankruptcy Court
517 E. Wisconsin Avenue
Room 126
Milwaukee, WI 53202-4581

If you mail your request to the Court for filing, you must mail it early enough so the Court will **receive** it on or before the expiration of 21 days.

If you or your attorney do not take these steps, the Court may decide that you do not oppose the request and enter an order confirming the amended Chapter 13 plan.

**David G. Kingstad 1011206
Kingstad Law Firm, LLC
4811 South 76th Street, Suite 410
Greenfield, WI 53220
414-281-5500
dkingstad@kingstadlaw.com**

REQUEST TO AMEND UNCONFIRMED CHAPTER 13 PLAN

1. This request to amend an unconfirmed Chapter 13 Plan **SUPERSEDES ALL PRIOR REQUESTS TO AMEND THE PLAN AND INCLUDES ALL PROPOSED AMENDMENTS. TERMS NOT FULLY STATED HERE OR IN THE ORIGINAL PLAN ARE NOT PART OF THE PLAN.**
2. Service. A certificate of service must be filed with amendment. Designate one of the following:
 - ☒ A copy of this proposed amendment has been served on the trustee, United States trustee and all creditors, or
 - ☐ A motion requesting limited service is being filed simultaneously with the Court.
3. The Chapter 13 Plan filed with the Court is amended as follows:
 - 2.1 **Increase Plan payment from \$103.56 per month for 36 months to \$1,435.00 per month for 60 months from confirmation.**
 - 3.1 **Add pre-petition mortgage arrears of FCI Lender Services (claim #19) of \$49,375.20.**
Add Supplemental claim of FCI Lender Services (claim #21) of \$26,250.57.
Add Notice of Post-Petition Fees for Kirkland Financial c/o FCI Lender Services (claim #19) of \$708.00.
 - 3.2 **Reduce amount paid to City of Milwaukee - City Treasurer (claim #1) of to \$0.00 based on amended claim #1-2;**
 - 4.4 **Wisconsin Department of Revenue (claim #20) priority unsecured amount will be paid by debtors outside of the Plan pursuant to Stipulation reached between debtors and Wisconsin Department of Revenue on January 29, 2021.**
 - 5.1 **Wisconsin Department of Revenue (claim #20) nonpriority unsecured amount will be treated pursuant to Stipulation reached between debtors and Wisconsin Department of Revenue on January 29, 2021.**
 - 8.1 **Remove MMM Program as debtors were not approved for a loan modification.**

All remaining terms of the original Chapter 13 Plan are unaffected. In the event of a conflict between the terms of the original Plan and the terms of this amendment, the terms of this amendment control.

WHEREFORE, each Debtor requests that the Court approve this proposed amendment to the original Chapter 13 Plan.

CERTIFICATION

The Debtor's attorney must sign this certification. A Debtor represented by an attorney may sign this certification. If the Debtor does not have an attorney, the Debtor must sign this certification.

The provisions in this Chapter 13 plan are identical to those contained in the official local form other than the changes listed in part 3.

I certify under penalty of perjury that the foregoing is true and correct.

Respectfully submitted March 30, 2021.

/s/

Jerome D Wenzell

Debtor

/s/

Susan A Wenzell

Debtor

/s/ **David G. Kingstad**

David G. Kingstad 1011206

Attorney for Debtor

Kingstad Law Firm, LLC

4811 South 76th Street, Suite 410

Greenfield, WI 53220

414-281-5500

dkingstad@kingstadlaw.com

UNITED STATES BANKRUPTCY COURT
FOR THE EASTERN DISTRICT OF WISCONSIN

In re: Jerome D Wenzell and
Susan A Wenzell,
Debtors.

Chapter 13
Case No. 19-24890-KMP

AFFIDAVIT OF SERVICE

STATE OF WISCONSIN)
) ss.
MILWAUKEE COUNTY)

The undersigned, being first duly sworn on oath, states that she is employed by KINGSTAD LAW FIRM, LLC, as a Paralegal, and that on March 30, 2021, she served a copy of a Notice and Request to Amended Unconfirmed Chapter 13 Plan, on the following:

U.S. Trustee
U.S. Courthouse
(CM/ECF)

Attorney Scott Lieske
Chapter 13 Trustee
(CM/ECF)

Exhibit "A" all creditors
(First Class Mail)

Dated this 30th day of March, 2021.

/s/
Tera D. Eli

Subscribed and sworn to before
me this 30th day of March, 2021.

/s/
David G. Kingstad
Notary Public, State of Wisconsin
My commission is permanent.

Prepared by:
Attorney David G. Kingstad
Kingstad Law Firm, LLC
4811 South 76th Street, Suite 410
Greenfield, WI 53220
(414) 281-5500
FAX (414) 281-5444
e-mail: dkingstad@kingstadlaw.com

Label Matrix for local noticing
0757-2
Case 19-24890-kmp
Eastern District of Wisconsin
Milwaukee
Tue Mar 30 10:12:14 CDT 2021

Bayview Loan Servicing
4425 Ponce De Leon Blvd. 5th Fl
Coral Gables, FL 33146-1873

Capital One N.A.
4515 N Santa Fe Ave
Oklahoma City, OK 73118-7901

(p)JPMORGAN CHASE BANK N A
BANKRUPTCY MAIL INTAKE TEAM
700 KANSAS LANE FLOOR 01
MONROE LA 71203-4774

City of Milwaukee - City Treasurer
200 East Wells Street
Milwaukee, WI 53202-3599

Credit One Bank
PO Box 98872
Las Vegas, NV 89193-8872

JPMorgan Chase Bank, N.A.
s/b/m/t Chase Bank USA, N.A.
JPMc/o National Bankruptcy Services, LLC
P.O. Box 9013
Addison, Texas 75001-9013

Kohl's
P.O. Box 3043
Milwaukee, WI 53201-3043

Land Home Financial Services LLC
3611 South Harbor Blvd. Ste 100
Santa Ana, CA 92704-7915

National Credit Adjusters, LLC
PO Box 3023
Attn: Bankruptcy Department
Hutchinson, KS 67504-3023

State of WI, Dept of Revenue
2135 Rimrock Road
P.O. Box 8907
Madison, WI 53708-8907

Capital One
PO Box 30281
Salt Lake City, UT 84130-0281

Capital One, N.A.
c/o Becket and Lee LLP
PO Box 3001
Malvern PA 19355-0701

Citi Cards
PO Box 6241
Sioux Falls, SD 57117-6241

Comenity Bank/Venus Credit
PO Box 182789
Columbus, OH 43218-2789

GRADY HEALTH SYSTEM
C/O NATIONWIDE RECOVERY SERVICE
PO BOX 2005
CLEVELAND, TN 37320-2005

Kirkland Financial LLC
3000 Business Park Circle, Suite 500
Goodlettsville, TN 37072-3186

LVNV Funding LLC
c/o Resurgent Capital Services
P.O. Box 1269
Greenville, SC 29602-1269

Limosa LLC
2003 Western Ave. Ste 340
Seattle, WA 98121-2162

Nationwide Recovery Servicing
515 W. Inman St
Cleveland, TN 37311

Synchrony Bank
c/o PRA Receivables Management, LLC
PO Box 41021
Norfolk, VA 23541-1021

Capital One Bank (USA), N.A.
4515 N Santa Fe Ave
Oklahoma City, OK 73118-7901

Cash Central/DFS
6785 Bobcat Way
Dublin, OH 43016-1443

City of Milwaukee
Kohn Law Firm, S.C.
735 N. Water Street
Milwaukee, WI 53202-4100

Comenity Bank/Victoria's Secret
P.O. Box 182789
Columbus, OH 43218-2789

IRS
P.O. Box 7346
Philadelphia, PA 19101-7346

Kirkland Financial LLC
c/o FCI Lender Services, Inc.
8180 E Kaiser Blvd
Anaheim, CA 92808-2277

LVNV Funding, LLC
Resurgent Capital Services
PO Box 10587
Greenville, SC 29603-0587

NCA
P.O. Box 550
Hutchinson, KS 67504-0550

Office of the U. S. Trustee
517 East Wisconsin Ave.
Room 430
Milwaukee, WI 53202-4510

PRA Receivables Management, LLC PO Box 41021 Norfolk, VA 23541-1021	(p)PLAZA SERVICES LLC ATTN MANNY WILLIAMS 110 HAMMOND DRIVE SUITE 110 ATLANTA GA 30328-4806	Quantum3 Group LLC as agent for Comenity Bank PO Box 788 Kirkland, WA 98083-0788
Randall S. Miller & Associates, LLC 120 North LaSalle Street, Ste 1140 Chicago, IL 60602-2426	SYNCB/Sams Club PO Box 965005 Orlando, FL 32896-5005	Tea Olive, LLC PO BOX 1931 Burlingame, CA 94011-1931
The Home Depot P.O. Box 6497 Sioux Falls, SD 57117-6497	Wisconsin Department of Revenue Special Procedures Unit P.O. Box 8901 Madison, WI 53708-8901	David G. Kingstad Kingstad Law Firm, LLC 4811 South 76th Street Suite 410 Greenfield, WI 53220-4352
Jerome D. Wenszell 228 North 72nd Street Milwaukee, WI 53213-3752	Scott Lieske Chapter 13 Trustee P.O. Box 510920 Milwaukee, WI 53203-0161	Susan A Wenszell 228 North 72nd Street Milwaukee, WI 53213-3752

The preferred mailing address (p) above has been substituted for the following entity/entities as so specified by said entity/entities in a Notice of Address filed pursuant to 11 U.S.C. 342(f) and Fed.R.Bank.P. 2002 (g) (4).

Chase Card PO Box 15369 Wilmington, DE 19850	Plaza Services 110 Hammond Drive Atlanta, GA 30328
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The following recipients may be/have been bypassed for notice due to an undeliverable (u) or duplicate (d) address.

(u)Kirkland Financial LLC	(d)Synchrony Bank c/o PRA Receivables Management, LLC PO Box 41021 Norfolk VA 23541-1021	End of Label Matrix Mailable recipients 41 Bypassed recipients 2 Total 43
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